Fowler Holds Italian Consul Has Right to Act as Administrator.

Says High Tribunal Relied on Argentine Pact Alone in Decision.

On an application by the Italian Consul General to be appointed administrator of the estate of an Italian citizen dying intestate in New York. Surrogate Fower handed down a decision yesterday directly opposite to a recent decision by the Supreme Court of the United States and pointed out that the Supreme Court had not considered two treaties of the United States with foreign countries in reaching its conclusion. By Surrogate Fowler's

ago came to the Consuls as a surprise In this case the Supreme Court affirmed a decision by the courts of Catifornia hold ing that the public administrator and not the Italian Consul was entitled to letters of administration upon an Italian citi zen dying intestate in that State.

When the application in the case of the Baglieri estate was made to Surrogate Fowler counsel for the Italian Consul-Fowler counsel for the Italian Consul-General pointed out that the treaties upon which the Consul-General here relied for his authority to administer the estates of General pointed out that the treaties upon

General pointed out that the treaties upon which the Consul-General here relied for his authority to administer the estates of intestate Italians was not before the Supreme Court in the California case.

In upholding the Consul-General's recontention Surrogate Fowler said that the United States Supreme Court decision fresulted from a consideration of the Argentine Republic as to the rights and powers of Italian Consuls, since the treaty of 1878 between the United States and that Consuls as upon similar officers of other nations in treaties with them.

The Supreme Court considered only the Argentine treaty, which gave consultar officers the right to "intervene in the possession, administration and judicial liquidation of the estate of the deceased," and the Supreme Court found that the definition of the term "intervene" does not authorize the appointment of the Consul as administrator of an estate.

The Surrogate points out that the Supreme Court tous and Protestant, will be discussed. "Suffered February and Frederic and Protestant, will be discussed."

Suffered for Europe, and also for such inhabitants of the Chelsea section as enjoy what excitement a great liner being warped out into midstream preparatory for a voyage across affords. Chelsea piers yesterday afternoon, as the weather was fair and the hour proparatory for a voyage across affords. Chelsea piers yesterday afternoon, as the weather was fair and the hour proparatory for a voyage across affords. Chelsea piers yesterday afternoon, as the weather was fair and the hour proparatory for a voyage across affords. Chelsea piers yesterday afternoon, as the weather was fair and the hour proparatory for a voyage across affords. Chelsea piers yesterday afternoon, as the weather was fair and the hour proparatory for a voyage across affords. Chelsea piers yesterday afternoon, as the weather was fair and the hour proparatory for a voyage across affords. Chelsea piers yesterday afternoon, as the weather was fair and the hour proparatory for a voyage across affords.

an estate.

The Surrogate points out that the treaty between Paraguay and the United States in 1859 expressly and unequivo-cally gives to Paraguayan consular officers the right to name an administrator of a citizen of that country dying Intestate here, while the convention between Sweden and the United States provides that a consular officer of that point ed administrator of the estate of a Swedish citizen dying here.

SUFFRAGE PROBLEM UP.

Surrogate points out that the Suffrage PROBLEM UP.

Surrogate PROBLEM UP.

Surrogate PROBLEM UP.

Surrogate PROBLEM UP.

Surrogate PROBLEM UP.

In a most unexpected manner the question of woman suffrage came up at a meeting of the Young Republican Club at the Prince George Hotel last night which had swedish citizen dying here.

country shall have the figure of the estate of a pointed administrator of the estate of a pointed administrator of the estate of a swedish citizen dving here.

The treaty of 1878 between the United States and Italy provides that "the respective consuls and consular agents, as likewise the consular chancellors, secretaries, the consular chancellors, secretaries, immunities and privileges which are or may hereafter be granted the officers of same grade of the most favored nation."

Prince George Hotel last in the double purpose of passing a recommendation of the executive committee that the basis of representation in national Republican conventions in general.

The idea of the executive committee of the club is that delegates to the national convention should be apportioned according to the number of Republican votes cast in any Congress district votes cast in any Congress district

The Surrogate says that "under this provisions in our treaties with Sweden and Paraguay, so far as they relate to the powers and rights of consular officers with reference to the administration of the estates of citizens of their respective countries, were conferred on like representatives of the Italian Government. From the foregoing it is obvious that the Consul-General of Italy is entitled to letters of administration on the estate of the intestate."

The surrogate says that "under this votes cast in any Congress district at the last national election, the delegates at large to stand as at present.

This idea seemed to suit those present all right, but when it came to the provision that "in States where women vote for President and Congressmen, the Republican vote should be reduced by one-half for the purposes of computation there was trouble. After much discussion provided the intestate."

The administration of the consul-General was opposed by a brother of Baglieri.

was opposed by a brother of Baglieri, who claimed the right to be appointed as the next of kin of the deceased.

## NEW RUSSIAN SHIP HERE.

The Czar Arrives 11 Days Out From Liban.

athe Russian-American Line arrived yes- known organizers of women's clubs in terday at this port from Libau, via Copen- the United States, would make an ocean hagen. She averaged 16.75 knots on her to ocean trip to form branch organizaeleven and one-half days at sea. Last tions to raise money and arouse interest Thursday while in latitude 41.50, longition to erect in this city a tude 39, the Czar passed a floating coffin.

over all is 425 feet.

The Czar is under the command of Capt.
Smitneck, formerly master of the Birma of the Russian East Asiatic Company. On her maiden voyage she was accompanied by Nils Schiern, who represented her builders.

## REPUBLICANS ABANDON TEXAS?

No Ticket in the Field Against Gov Colquitt and the Democrats.

DALLAS. Tex., June 11. The failure of the Republican executive State committee to meet yesterday as required by law and prepare a ticket for the State election is taken by the Democrats to mean that the Republican party for the

mean that the Republican party for the first time since the civil war will have no nominees in Texas.

The relations between Gov. Colquitt. Democratic candidate for reelection, and Cecil Lyon, Republican national committeeman, have been close. Friends of Judge Ramsey, Colquitt's opponent, say that the Republican support will go to Colquitt, who appointed Lyons's daughter to christen the battleship Texas recently.

## SCHOOLMA'MS TO WED.

Four of Them Got Licenses Yesterday in Queens Borough.

Four school teachers who propose spending there is no the first annual visit next Sunday the coming vacations on honeymoon trips got marriage heeness yesterday in the Mission of the Immaculate Contributed Scholer Mediarral, 28 years old, of the All Scholer Mediarral, 28 years old, of 28 Herriman avenue, Mission of the the arrival of the steamboat also of 78 Herriman avenue, Mission of the Immaculate Contained Stanton Webb, 21 years old of 28 Mission of the Immaculate Contained Stanton Webb, 21 years old of 28 Mission of the Immaculate Contained Stanton Webb, 21 years old, of 28 Forest avenue, Mission of the Immaculate Contained Stanton Webb, 21 years old, of 28 Forest avenue, Mission of the Immaculate Contained Stanton Webb, 21 years old, of 43 through the Cardinal The boat will return at 4 o'clock.

\*\*Cardinal to Present Medals\*\*

\*\*Cardinal to Pres Four school teachers who propose spend-

MAY YOHE MUCH ALIVE. She's in Atlantic City and Has Only Been on an Auto Ride.

ATLANTIC CITY, N. J., June 11 .-- May ohe, the actress, who was reported to have mysteriously disappeared from her apartment in New York, did not commit suicide. No, she was called on suddenly by a friend in a motor car and the suggestion was made and accepted that she make a trip through the country.

The actress was seen this afternoon in public conveyance with several com-REFERS TO TWO TREATIES panions. She went to the cafe of the Wiltshire Hotel, where she met Walter Gladney, the manager, with whom she had an acquaintance. Mr. Gladney was

had an acquaintance. Mr. Gladney was very much surprised.
"Dead!" she said to Gladney, when he remarked about the report. "Not so you could notice it." Then she sought a long distance telephone to reach her mother and friends. But there was no response and she sent telegrams by wire reporting here whereabouts.
"Never mind who my friend and his wife are," she said later. "I am going home to-morrow and will straighten up these embarrassing reports. I left my

home to-morrow and will straighten up these embarrassing reports. I left my apartment Thursday noon. I sent the note to my maid and told her I was going away. Wasn't necessary to tell her more. Never said in it that I was down and out and wanted to quit and that rot. Pack a grip? What for? Why, I went to Europe just the same way and borrowed extra wearing apparel from the stewardess."

decision the Italian Consul-General is appointed administrator of the estate of Vincenzo Baglieri.

One of the most important functions of the Italian consular office here and elsewhere in this country has been the administration of the estates of Italians who died leaving no will. A decision by the United States Supreme Court in the case of Rocco vs. Thompson a few months

MAURETANIA SAILS AT 5 P. M. New Ten Time Departure Makes Great Hit With the Farewellers.

The Cunarder Mauretania sailed vesterday afternoon at 5 o'clock. Hereafter while the extreme southerly course for European bound liners prevails the

## WILL RAISE TITANIC FUND.

Miss Wood Will Cross Country to Boom Memorial Plan.

WASHINGTON, June 11.-It was announced at the central office of the Woman's Titanic Memorial here to-day The new Russian steamship Czar of that Miss Mary Wood, one of the best

body of an adult human could be seen in it. About the coffin floated three small cakes of ice.

The Czar is a sister ship of the Kursk of the same line. She was built by Barcelay, Curle & Co. in Glasgow and has a displacement of 13,500 tons. Her length over all is 425 feet.

The Czar is a sister ship of the Kursk of the same line. She was built by Barcelay, Curle & Co. in Glasgow and has a displacement of 13,500 tons. Her length over all is 425 feet.

## Senator Nixon's Funeral.

RENO, Nev., June 11.-Every business house in Reno was closed to-day while 4,000 persons were gathered on the lawn in front of the home of the late United States Senator Nixon for the Senator's funeral. Two Senators and eleven Congressmen were in the party. Gov. Oddie and his staff were present. Among the flowers was a three foot wreath from President and Mrs. Taft. There was a private Christian Science service in the morning and a public service in the after-

Operation on Edgar L. Marston. PORT CHESTER, June 11 .- Edgar L. Mar-

ton, the banker, was operated on this afternoon for appendicitis. He is resting afternoon for appendicitis. He is resting comfortably. His city home is on Filth avenue, New York city and he has a mansion at Port Chester. He is a member of the banking firm of Balar & Co of 24 Broad street, Manhattan. Mr. Marston was suddenly attacked with appendicitis yesterday afternoon and a consultation of physicians was held last night. It was then decided that an operation was imperative. The operation was performed at his Port Chester home.

Great western sugar company to Denver, Col., at the sugar inquiry before Special Examiner Wi'son B. Brice in the Federal Building.

The witness said that several Denver banks ceased to pay out money at about that time and began issuing certificates, and it soon became apparent. He said, that the Great Western company must speedily float a loan or likewise issue cer-

St. Vincent de Paul Society's Annual Visit to Mount Loretto.

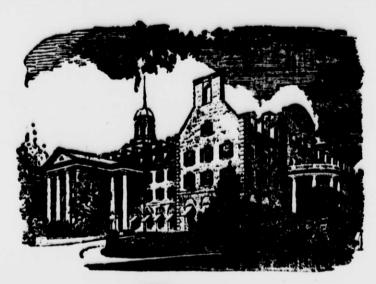
The members of the St. Vincent de Paul Society of Brooklyn and their guests

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sides of the hotel extends the roll- sent upon request.

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There is golf and tennis at the Cooperstown Country Club, next The O-te-sa-ga is situated at to the hotel, and there is sailing, an altitude of 1300 feet on the boating, canoeing and bathing. shores of Otsego Lake. On three The O-te-sa-ga booklet will be

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THAT \$5,000,000 LOAN.

Morey Tells Why Beet Sugar Company Needed Money.

Trade conditions in the beet sugar industry in Colorado during the fall of 1907. Water Cap Inn Co the panic year, were testified to yesterday River Farm by Chester S. Morey, president of the Great Western Sugar Company of Denver, Col., at the sugar inquiry before Special Karamac Inn Examiner Wilson B. Brice in the Federal Glenwood House

speedily float a loan or likewise issue certificates of future payment with interes Accordingly Mr. Morey negotiated with the American Sugar Refining Company and secured \$5,000,000 loan in cash. This money enabled the Great Western com-pany to pay the beet farmers promptly on delivery, which had the effect of sav-ing many small country banks from going

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